



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

(Case No. 97,223-I)

In re Application of:	)	
	)	
Ravi Kapur, et al.	)	
	)	Group Art Unit 1641
Serial No.: 09/624,131	)	
	)	Examiner: Lisa V.
Cook	)	
Filing Date: July 21, 2000	)	
	)	Confirmation No. 4910
For: Miniaturized Cell Array Methods and Apparatus for	)	
Cell-Based Screening	)	

**PETITION UNDER 37 CFR 1.182**

BOX: RCE  
Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-14501

Dear Sir,


The Applicants hereby petition for the withdrawal of the terminal disclaimer executed on April 1, 2003 and filed with the Patent Office on April 2, 2003. The Applicants are herewith submitting the petition fee of \$130 under 37 CFR 1.17(h).

The Applicants are submitting a corrected terminal disclaimer to replace the terminal disclaimer for which withdrawal is sought. The Applicants note that the corrected terminal disclaimer provides the same disclaimer as in the terminal disclaimer executed on April 1, 2003. Thus, withdrawal of the terminal disclaimer executed on April 1, 2003 does not result in a reopening of the question of the propriety of the double patenting rejection.

If there are any questions, the Examiner is encouraged to contact the undersigned attorney as indicated below.

Respectfully submitted,

Date: September 27, 2005

  
\_\_\_\_\_  
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**McDonnell Boehnen  
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09-29-05  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 97,223-I)



In re Application of:

Ravi Kapur, et al.

Serial No.: 09/624,131

Filing Date: July 21, 2000

For: Miniaturized Cell Array Methods and Apparatus for  
Cell-Based Screening

Group Art Unit 1641

Examiner: Lisa V. Cook

Confirmation No. 4910

Mail Stop: RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**TRANSMITTAL LETTER**

In regard to the above identified application:

1. We are transmitting herewith the attached:

- ☒ Request for Continued Examination (RCE) (2 sheets);
- ☒ Petition Under 37 CFR § 1.182 (2 sheets);
- ☒ Terminal Disclaimer (1 sheet);
- ☒ Supplemental Information Disclosure Statement (IDS) (5 sheets);
- ☒ Supplemental IDS Form 1449 (3 sheets);
- ☒ Cited references supporting IDS (32 references);
- ☒ Submission of Formal Drawings Statement (1 sheet);
- ☒ Corrected Formal Drawings (52 replacement sheets);
- ☒ Copy of Assignment Document (5 sheets);
- ☒ Return Receipt Postcard

2. With respect to additional fees:

☒ Attached is a check in the amount of **\$1,100.00** for the Large Entity RCE Fee (\$790.00), Terminal Disclaimer (\$130.00), and IDS Fee (\$180.00).

3. Please charge any additional fees or credit overpayment to Deposit Account No. **13-2490**.

4. **CERTIFICATE OF MAILING UNDER 37 CFR § 1.10:** The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as express mail in an envelope addressed to: Mail Stop: RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this 27<sup>th</sup> day of September, 2005. Express Mail No. **596645468US**.

By: \_\_\_\_\_

David S. Harper  
Reg. No. 42,636